

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

January 22, 1948

10:40 A.M.

Council Chamber, City Hall

The meeting was called to order, with Mayor Pro tem Thornberry presiding.

Roll call

Present : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem

Thornberry - 4

Absent : Mayor Miller - 1

Present also: Guiton Morgan, City Manager; J. E. Motheral, Director of Public Works; Trueman E. O'Quinn, City Attorney; and R. D. Thorp, Chief of Police.

The reading of the Minutes was dispensed with.

A committee composed of Donald Grimes, Chairman of Travis County Chapter of National Foundation for Infantile Paralysis, and members of the Optimist Club, with Jesse Akin, spokesman, came before the Council and requested permission to place stickers on each parking meter in the City asking those who park to drop in a dime for the polio drive. Councilman Glass moved, seconded by Councilman Johnson, that the request be granted with the understanding that all the dimes collected be turned over to the committee and the usual 5¢ parking fee be made for the parking; and that the City Manager be directed to work out with the Committee the details for handling the matter. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry

Noes : None

Absent: Mayor Miller

Ben W. Greig, President and General Manager of Austin Transit, Inc., came before the Council relative to the following written request for changes in certain bus routes, submitted at the last regular meeting and taken under advisement by the City Council for study and to give the public an opportunity to be heard on the matter:

"Austin, Texas
January 14, 1948

Honorable Mayor and Members
of the City Council
City Hall
Austin, Texas

Gentlemen:

Attached is a map showing changes that we are requesting you to allow us to make in the following lines: East End, Oil Mill, Lake Austin, and Crosstown.

After making a survey of all of our lines and giving careful consideration to requests of people affected along these lines, we feel that changes made as indicated will give more frequent and direct service to the people of Austin. The following benefits are to be noted on each line:

On the East End line the elimination of the loop going south on Chicon to Rosewood, east on Rosewood, and then north on Hargrave to 12th will eliminate people who live along 12th Street having to make that long detouring route to get to and from business or home, and service along Rosewood and Hargrave will be picked up by the extension of the Oil Mill to Hargrave. At the same time, the Oil Mill will cover that territory south of Rosewood to the Webberville Road which has been neglected. Our trip-per lines on this Oil Mill will run out 7th Street to Northwestern and will turn around and go back, picking up a considerable load of people who have been passed up in the past by overloaded buses making the Oil Mill loop which went down Northwestern.

The change in the Crosstown line will cover that territory in Enfield, Tarrytown, and the Lake area, giving them a direct route to the University area with a transfer point at Tarrytown or West Lynn to the Enfield run which will enable them to come to town or a transfer point at 21st Street which will enable them to come to town on the Main service. This will give additional service to Enfield and Tarrytown, in addition to their normal Enfield service, which should be an advantage to people of that section of the town. The stopping of the Lake Austin line at Lake Austin will be covered by the extension from Tarrytown of the Crosstown line which will enable all of those people not only to go to town, but it will serve that community shopping center as a line to be traveled in either direction. In making the change on the East End it will step up the base service on the Rosedale end which has been eighteen minutes to a base time of only fifteen minutes, thereby increasing the service down Rio Grande and Rosedale.

It is requested that the above approval be given immediately so that schedules may be prepared, a date set by us for the change-over, and so that we will have ample time to advertise and notify people along these lines as to when the change will take place.

Respectfully submitted,

AUSTIN TRANSIT, INC.,

By (Sgd) Ben W. Greig
President & General Manager. "

No citizen appearing for or against the above changes, Councilman Johnson moved that the change of routes requested in the foregoing request of Austin Transit, Inc., be granted, effective February 1, 1948. The motion was seconded by Councilman Glass and the same prevailed by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
 Noes : None
 Absent: Mayor Miller

Councilman Johnson introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN ORDINANCE BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE DESIGNATION FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND FIRST HEIGHT AND AREA DISTRICT ON A PORTION OF OUTLOT 17, DIVISION "A", PIPKIN ADDITION; CHANGING THE USE DESIGNATION FROM "B" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND FIRST HEIGHT AND AREA DISTRICT ON LOT 1, OUTLOT 62, DIVISION "B", CHERNOSKY SUBDIVISION NO. 6; AND CHANGING THE USE DESIGNATION FROM "C" COMMERCIAL DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "C-1" COMMERCIAL DISTRICT AND FIRST HEIGHT AND AREA DISTRICT ON 72/100 OF AN ACRE FRONTING 200 FEET ON LAMAR BOULEVARD AND 193 FEET ON FREDERICKSBURG ROAD; ALL OF SAID PROPERTY BEING IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGES HEREBY ORDERED; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Johnson moved that the rule be suspended and the ordinance be passed to its second reading. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, and Mayor Pro tem
 Thornberry
 Noes : None
 Absent: Mayor Miller

The ordinance was read the second time and Councilman Johnson moved that the rule be further suspended and the ordinance be passed to its third reading. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, and Mayor Pro tem
 Thornberry
 Noes : None
 Absent: Mayor Miller

The ordinance was read the third time and Councilman Johnson moved that the ordinance be finally passed. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
 Noes : None
 Absent: Mayor Miller

Thereupon Mayor Pro tem Thornberry announced that the ordinance had been finally passed.

The application of E. F. Collins and Edward Brown for a change in zoning, from "A" Residence District to "C" Commercial District, of the following property: a tract of land fronting on the north side of North Loop Boulevard 75.3 feet and extending northward a distance of 282.8 feet; a tract of land 50 feet by 282.8 feet lying immediately east of tract #1 and fronting 50 feet on the north side of North Loop Boulevard; and the west portion of that 3-acre tract now occupied by Travis Motor Courts and owned by E. F. Collins, the same facing 288 feet on Dallas Highway and extending westward a distance of 460 feet, was received. Councilman Glass moved that the matter be referred to the Board of Adjustment for consideration and recommendation. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
 Noes : None
 Absent: Mayor Miller

The following report of the Board of Adjustment was received:

"ZONING BOARD OF ADJUSTMENT
 AUSTIN, TEXAS
 ZONING CHANGE RECOMMENDATION .

Applicants: Morris Gerhardt and Hen L. P. Phillips

I. Referred to the Board by the City Council on January 8, 1948

II. Property affected:

The east 130.5 feet of Lot G, Outlot 67, Division "D", and the east 138 feet of Lot H, Outlot 67, Division "D", being located on the west side of Rio Grande Street north of 28th Street and being known as 2804 and 2806 Rio Grande Street.

III. To be changed

From: "A" Residence District and First Height and Area District

To : "B" Residence District

IV. Considered by the Board on : January 20, 1948.

V. Parties appearing:

For : None (No hearing called)

Against: None

VI. Action of the Board: Change from "A" Residence District and First Height and Area District to "B-1" Residence District and Second Height and Area District recommended

For the following reasons:

1. This is the same property which was requested to be changed to a "B" District in August of 1946, at which time the Board recommended against such change.
2. The present application is for the same property and the same change which would also be for the maintenance of a fraternity house.
3. Since conditions and circumstances in this area have not changed since the previous application and recommendation, the Board deemed that no new justification has been presented for this change.
4. The Board, however, does recommend that this property should be changed to a "B-1" Residence District rather than a "B" District due to the fact that such a change would not adversely affect the surrounding property since it is largely used for "B-1" purposes such as boarding and lodging houses and apartments.

(Sgd) H. F. Kuehne
Chairman. "

Councilman Johnson moved that a public hearing on the above change be called for Thursday, February 12, 1948, at 11:00 A. M. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
Noes : None
Absent: Mayor Miller

The following report of the Board of Adjustment was received:

"ZONING BOARD OF ADJUSTMENT
AUSTIN, TEXAS
ZONING CHANGE RECOMMENDATION .

Applicant : David J. Pickle, Attorney for H. G. Linscomb

I. Referred to the Board by the City Council on : January 8, 1948

II. Property affected:

A tract 450'x370' located north of Lyons Road between Cherico and Gunter Streets and south of Neal Street, more particularly described by metes and bounds in the application.

III. To be changed

From : "A" Residence District and First Height and Area District
To : "D" Industrial District and Third Height and Area District

IV. Considered by the Board on : January 20, 1948

V. Parties appearing:

For : None (No hearing called)

Against:None

VI. Action of the Board: Change recommended

For the following reasons:

1. This application is for a change in zoning on a tract of land north of an industrial zone which was changed in 1947 to permit industrial development on the Linscomb property north of Lyons Road as an extension of the existing industrial property along the railroad.
2. This property is located in a section of the City in which industrial development is encouraged and so shown on the master plan, and the present change would be the extension of the present industrial district.
3. The Board deemed that this property should be zoned as an industrial district, which would be an extension of the present industrial zone to permit the further development of industry in this section of the City according to the master plan of the City.

(Sgd) H. F. Kuehne
Chairman. "

Councilman Johnson moved that a public hearing on the above change be called for Thursday, February 12, 1948, at 11:00 A. M. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry

Noes : None

Absent:Mayor Miller

The following report of the Board of Adjustment was received:

"ZONING BOARD OF ADJUSTMENT
AUSTIN, TEXAS
ZONING CHANGE RECOMMENDATION .

Applicant: Emmett Shelton, Attorney for Frank Rieger, Jr.

I. Referred to the Board by the City Council on : January 8, 1948

II. Property affected:

Lots 1 and 2, Block 1, Theo Lowe Heights, being located on the north side of West 29th Street between the proposed Lamar Boulevard and San Gabriel Street.

III. To be changed

From: "A" Residence District

To : "C" Commercial District

IV. Considered by the Board on : January 20, 1948

V. Parties appearing:

For : None (No hearing called)

Against: None

VI. Action of the Board : Change not recommended

For the following reasons:

1. This request is for two lots in the south end of a triangle of residential property remaining after Lamar Boulevard has been constructed involving an underpass at West 29th Street.
2. Since Lamar Boulevard would pass under 29th Street the west end of this property would be some twenty feet above the level of Lamar Boulevard and would be inaccessible from that side. Furthermore, the passage of Lamar Boulevard under 29th Street would necessitate the construction of a bridge over the same on West 29th Street, and since 29th Street is narrower on the east side than on the west side would create hazards at this point for any commercial usage of this property.
3. Also, it is contemplated that traffic moving northward on the Boulevard and desiring to go west on 29th Street would have to turn around this triangle and pass this commercial property on San Gabriel and 29th Streets, thereby increasing the traffic on both streets and causing further congestion on 29th Street.
4. The Board deemed that under these circumstances and until the final plans and construction of the Boulevard have been consummated, any change of use of this land is premature and that the traffic created by any commercial development and the increased congestion of traffic would indicate that this triangle should remain residential or be acquired as a public park.

(Sgd) H. F. Kuehne
Chairman. "

Councilman Johnson moved that a public hearing on the above change be called for Thursday, February 12, 1948, at 11:00 A. M. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
Noes : None
Absent: Mayor Miller

The following report of the Board of Adjustment was received:

"ZONING BOARD OF ADJUSTMENT
AUSTIN, TEXAS
ZONING CHANGE RECOMMENDATION

Applicant: Mrs. W. H. Lyons

I. Referred to the Board by the City Council on : January 8, 1948

II. Property affected:

Lot 9, Block B, Ridgetop Addition, being located on the south side of East 53rd Street between Airport Boulevard and Depew Avenue

III. To be changed

From : "A" Residence District

To : "C" Commercial District

IV. Considered by the Board on : January 20, 1948

V. Parties appearing:

For : None (No hearing called)

Against:None

VI. Action of the Board: Change not recommended

For the following reasons:

1. This lot lies to the rear and adjacent to the property of Ben H. Powell in the newly established commercial zone authorized by an ordinance passed January 15, 1948, which ordinance requires that all business establishments in this new zone shall front on Airport Boulevard .
2. The lot here in question, however, fronts on East 53rd Street and would thus establish a commercial zone fronting on 53rd Street which would be the initial step in establishing a zone on this street fronting residential property on the opposite side of the street and would be in conflict with the intent and purpose of the requirement that all commercial buildings front on Airport Boulevard.

(Sgd) H. F. Kuehne
Chairman. #

Councilman Johnson moved that a public hearing on the above change be called for Thursday, February 12, 1948, at 11:00 A. M. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
Noes : None
Absent: Mayor Miller

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps or plans showing the proposed construction of its underground telephone conduits in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the Department of Public Works; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the Southwestern Bell Telephone Company be, and the same is hereby, permitted to construct its underground telephone conduits in the following streets:

An underground telephone conduit across WEST 9TH STREET ALLEY, the centerline of which conduit shall be 156 feet west of and parallel to the centerline of Lavaca Street.

That the work and construction of said underground telephone conduit, including the excavation of the streets and the restoration and maintenance of said streets after said underground telephone conduits have been constructed, shall be under the supervision and direction of the City Manager and in accordance with the ordinances and regulations of the City of Austin governing such construction.

Which motion, carrying with it the adoption of the resolution, carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
Noes : None
Absent: Mayor Miller

Councilman Glass offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Texas Public Service Company be, and the same is hereby, permitted to lay and construct its gas mains in and upon the following streets:

- (1) A gas main in HOLLYWOOD AVENUE, from a point 132 feet south of East 38 $\frac{1}{2}$ Street northerly 102 feet, the centerline of which gas main shall be 12.5 feet west of and parallel to the east property line of said Hollywood Avenue.

Said gas main described above shall have a cover of not less than 2 $\frac{1}{2}$ feet.

- (2) A gas main in JEWELL STREET, from a point 200 feet east of South 3rd Street westerly 523 feet, the centerline of which gas main shall be 6 feet south of and parallel to the north property line of said Jewell Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (3) A gas main in BOWMAN AVENUE, from a point 116 feet west of Winsted Lane westerly 70 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said Bowman Avenue.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (4) A gas main in POQUITO STREET, from a point 50 feet north of People Street northerly 495 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said Poquito Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (5) A gas main in EVANS AVENUE from a point 218 feet north of East 54th Street northerly 62 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said Evans Avenue.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (6) A gas main in HASKELL STREET from a point 70 feet west of Navasota Street westerly 53 feet, the centerline of which gas main shall be 13.5 feet south of and parallel to the north property line of said Haskell Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (7) A gas main in SOUTH 5TH STREET, from a point 48 feet north of West Gibson Street northerly 70 feet, the centerline of which gas main shall be 10 feet west of and parallel to the east property line of said South 5th Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (8) A gas main in WHEELLESS STREET, from East 11th Street

southerly 148 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said Wheelless Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (9) A gas main in SABINE STREET, from a point 148 feet north of East 12th Street northerly 48 feet, the centerline of which gas main shall be 23 feet west of and parallel to the east property line of said Sabine Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (10) A gas main in WATERSTON AVENUE, from a point 65 feet east of Charlotte Street westerly 75 feet, the centerline of which gas main shall be 11 feet south of and parallel to the north property line of said Waterston Avenue.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet,

- (11) A gas main in CHARLOTTE STREET, from Waterston Avenue southerly 61 feet, the centerline of which gas main shall be 10 feet west of and parallel to the east property line of said Charlotte Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (12) A gas main in SINCLAIR AVENUE, from a point 88 feet south of West 49th Street northerly 130 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said Sinclair Avenue.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (13) A gas main in WEST 49TH STREET across Sinclair Avenue intersection, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said West 49th Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (14) A gas main in GEORGETOWN ROAD, from a point 144 feet north of West 51st Street southerly 200 feet, the centerline of which gas main shall be 5.5 feet west of and parallel to the east property line of said Georgetown Road.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (15) A gas main in WILLOW STREET, from a point 11 feet east of Llano Street easterly 374 feet, the centerline of which gas main shall be 24 feet south of and parallel to the north property line of said Willow Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (16) A gas main in KOENIG LANE, from a point 100 feet east of Arroyo Seca easterly to Woodrow Avenue, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said Koenig Lane.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (17) A gas main in WOODROW AVENUE from Koenig Lane to Alguno Road, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said Woodrow Avenue.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (18) A gas main in PALO DURO ROAD from Woodrow Avenue westerly 940 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said Palo Duro Road.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (19) A gas main in ALGUNO ROAD, from Woodrow Avenue to Grover Avenue, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said Alguno Road.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (20) A gas main in ROBINSON AVENUE from a point 212 feet south of East 28th Street southerly 165 feet, the centerline of which gas main shall be 13.5 feet west of and parallel to the east property line of said Robinson Avenue.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (21) A gas main in ULIT AVENUE from a point 40 feet south of East 18th Street northerly 158 feet, the centerline of which gas main shall be 13.5 feet west of and parallel to the east property line of said Ulit Avenue.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (22) A gas main in EAST 17TH STREET, from a point 34 feet west of Alamo Street easterly 18 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said East 17th Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (23) A gas main in GILBERT STREET from a point 113 feet west of Pecos Street westerly 158 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said Gilbert Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (24) A gas main in BOB HARRISON STREET, from a point 110 feet east of San Bernard Street easterly 43 feet, the centerline of which gas main shall be 35 feet south of and parallel to the north property line of said Bob Harrison Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (25) A gas main in ARDENWOOD ROAD, from a point 6 feet west of Lullwood Road westerly 118 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said Ardenwood Road.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (26) A gas main in WALNUT AVENUE, from East 14th Street southerly 106 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said Walnut Avenue.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (27) A gas main in EAST 22nd STREET from a point 92 feet east of Chicon Street easterly 136 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said East 22nd Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (28) A gas main in SCHULLE AVENUE from a point 134 feet north of Clearview Drive southerly 245 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said Schulle Avenue.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (29) A gas main in NORTH LOOP BOULEVARD from a point 148 feet east of Chesterfield Avenue easterly 54 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said North Loop Boulevard.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (30) A gas main in HASKELL STREET from a point 129 feet east of Comal Street easterly 62 feet, the centerline of which gas main shall be 13.5 feet south of and parallel to the north property line of said Haskell Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Texas Public Service Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the Department of Public Works not less than three (3) days before such information is required. The Texas Public Service Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

And that whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

That the work and laying of said gas mains, including the excavation in the streets and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

Which motion, carrying with it the adoption of the resolution, carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry

Noes : None

Absent: Mayor Miller

Councilman Johnson introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED "AN ORDINANCE REGULATING TRAFFI UPON THE PUBLIC STREETS OF THE CITY OF AUSTIN; PRE-SCRIBING PENALTIES FOR THE VIOLATION OF SAME; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY, # WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN MAY 6, 1937, AND IS RECORDED

IN ORDINANCE BOOK "K", PAGES 159-179, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING SECTION 12(b) OF ARTICLE III RELATING TO STOP SIGN LOCATIONS, AND BY AMENDING SECTIONS 23(d) AND 23(e) OF ARTICLE IV RELATING RESPECTIVELY TO LOADING ZONE LOCATIONS AND ONE HOUR PARKING ZONES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Johnson moved that the rule be suspended and the ordinance be passed to its second reading. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
 Noes : None
 Absent: Mayor Miller

The ordinance was read the second time and Councilman Johnson moved that the rule be further suspended and the ordinance be passed to its third reading. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
 Noes : None
 Absent: Mayor Miller

The ordinance was read the third time and Councilman Johnson moved that the ordinance be finally passed. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
 Noes : None
 Absent: Mayor Miller

Thereupon Mayor Pro tem Thornberry announced that the ordinance had been finally passed.

The application of JOHN GOLDEN FARMER, 1503 Newning Avenue, for a license to operate as a taxicab a 4-door Pontiac Sedan, 1947 Model, Motor No. K6MA-7703, State License No. EX-779, duly approved by the City Manager, was submitted. Councilman Johnson moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
 Noes : None
 Absent: Mayor Miller

The application of MOSES LODKEY, Colored, 1709 East 12th Street, for a license to operate as a taxicab a 2-door Chevrolet Sedan, Motor No. AC-94278, Title No. 840814, State License No. EX-591, 1941 Model, duly approved by the City Manager, was submitted. Councilman Glass moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
 Noes : None
 Absent: Mayor Miller

The application of CARL SCOTT, 1405 Garden Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Glass moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
Noes : None
Absent: Mayor Miller

The application of CLIFTON B. HUFF, 1904 East 1st Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Glass moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
Noes : None
Absent: Mayor Miller

The application of LESLIE WILLIE BUNTE, 601 East Riverside Drive, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Glass moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
Noes : None
Absent: Mayor Miller

The application of JACK E. GRAHAM, 72 Navasota Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Glass moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
Noes : None
Absent: Mayor Miller

The application of AGAPITO CABALLERO, 2008 East 7th Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Glass moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
Noes : None
Absent: Mayor Miller

The application of MOSES LODKEY, Colored, 1402 Singleton Avenue, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Glass moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
Noes : None
Absent: Mayor Miller

The application of MANUEL TAYLOR, Colored, 1209 Chestnut Avenue, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Glass moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
Noes : None
Absent: Mayor Miller

The application of GEORGE UPSHAW, Colored, 1410 East 12th Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Glass moved that the permit be granted. The motion carried by

the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
 Noes : None
 Absent: Mayor Miller

An appeal by John T. Shackles, Colored, 2705 Cole Street, on his application for a taxicab driver's permit, recommended for denial, was heard. After considering the facts in the case, it was moved by Councilman Johnson that the said John T. Shackles, Colored, be granted a 90-days probationary permit to drive a taxicab, and that he report to the Chief of Police in the meantime. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
 Noes : None
 Absent: Mayor Miller

The application of GEORGE H. UPSHAW, representing the SERVICE TAXI COMPANY, 1410 East 12th Street, for a taxicab terminal operator's license, duly approved by the City Manager, was submitted. Councilman Bartholomew moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
 Noes : None
 Absent: Mayor Miller

The application of PETE'S, 3008 Guadalupe Street, by Pete Balagia, for a wine and beer license, duly approved by the City Manager, was submitted. Councilman Glass moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
 Noes : None
 Absent: Mayor Miller

The application of HORTON'S NO. 2, 1308 East 4th Street, by E.C. Horton, for a wine and beer license, duly approved by the City Manager, was submitted. Councilman Glass moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
 Noes : None
 Absent: Mayor Miller

Councilman Bartholomew offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Guiton Morgan, City Manager of the City of Austin, be and he is hereby authorized and directed to execute a release of a judgment dated June 13, 1900, taken in Cause No. 14,300, styled City of Austin vs. A. Hoffelder, recorded in Book 2, page 241, of the Minutes of the District Clerk, Travis County, Texas, all taxes and costs owing to the City of Austin as contained in said judgment having been paid.

Which motion, carrying with it the adoption of the resolution, carried by the following vote:

Ayes: Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
 Noes: None
 Absent: Mayor Miller

Councilman Bartholomew offered the following resolution and moved its adoption:

(RESOLUTION)

The annual budget of the City of Austin for the year 1948 was adopted and approved in final form by the City Council December 23, 1947, in accordance with the requirements of the laws of the State of Texas, and now, in accordance with the provisions of Section 4, Article XI, of the Charter of the City of Austin making it the duty of the City Council on the 3rd Monday in January, or as soon thereafter as practicable, to appropriate such sums of money for each of the various departments as the City Council may deem necessary for maintenance and operation during the current fiscal year;

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT such sums of money for each of the various departments of the city government necessary for the maintenance and operation thereof during the current fiscal year be, and the same are hereby, appropriated in accordance with the general budget of the City of Austin for the year 1948 as finally adopted and approved, with amendments, by the City Council December 23, 1947; and, in addition to the departmental appropriations, there is also hereby appropriated such sums of money as are necessary for contingent purposes as shown by the general budget of the City of Austin for the year 1948 as heretofore adopted and approved.

Which motion, carrying with it the adoption of the resolution, carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
 Noes : None
 Absent: Mayor Miller

The City Manager reported that pursuant to call for bids on two 750-gallon triple combination pumping engines for the Fire Department, bids were submitted on January 20, 1948, by the Seagrave Corporation, in the amount of \$28,080.00, and the Mack Corporation, in the amount of \$30,861.20. The City Manager further recommended, together with the Chief of the Fire Department, that the bid of the Seagrave Corporation be accepted as the lowest and best bid. Councilman Johnson then moved that, in accordance with the recommendations of the City Manager and the Chief of the Fire Department, the bid of the Seagrave Corporation, in the amount of \$28,080.00, be accepted, and the City Manager be authorized to enter into contract accordingly. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
 Noes : None
 Absent: Mayor Miller

It was moved by Councilman Bartholomew that Dr. Stuart McCorkle be appointed as a member of the City Plan Commission to fill the unexpired term of Edward Clark, resigned. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Pro tem Thornberry
 Noes : None
 Absent: Mayor Miller

Upon motion, seconded and carried, the meeting was then recessed at 11:15 A. M., subject to call of the Mayor.

Approved: _____
Mayor Pro-tem

Attest:

Hallie McKeen
City Clerk